

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 17, 1974  
7:00 P. M.Electric Auditorium  
301 West Avenue

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The meeting was called to order with Mayor Pro-tem Love presiding.

## Roll Call:

Present: Councilmen Binder, Dryden, Handcox, Mayor Pro-tem Love

Absent: Councilman Lebermann, Mayor Butler

The Invocation was delivered by REVEREND ROBERT F. SHOTWELL, Minister of Education and Administration, Hyde Park Baptist Church.

## PROCLAMATION

Councilman Handcox read and then presented Mr. Gary McLean and Mr. John Augustine of the Austin Jaycees with a proclamation declaring the week of January 20-26 as "Jaycee Week."

## THINK TREES CONTEST

The winners of the "Think Trees Week" Public Schools Contest appeared before the Council to accept their awards. The grading of the contest was handled by "We Care Austin." Mayor Pro-tem Love and Mr. Stuart Henry, Director of the Office of Environmental Resource Management, presented the winners with a letter from the Mayor and a book entitled Familiar Trees of America. The following students accepted awards:

Robert Olivo	1st grade	Becker Elementary
Lisa Shields	2nd grade	Hill Elementary
Joe Garza	3rd grade	Becker Elementary
Tammie Trevino	4th grade	Dawson Elementary
Caroline Martinez	5th grade	Zavala Elementary
Leah Fisher	6th grade	Read Elementary
Margaret Sellstrom	6th grade	Baker Elementary

Craig Carson	8th grade	Pearce Junior High
Betsy Weston	8th grade	Lamar Junior High
Gary Martin	12th grade	McCallum High

The following appeared and accepted awards for the "poster with a message" contest:

Douglas Fletcher	3rd grade	Brown Elementary
Paul Guttery	8th grade	Porter Junior High

After Mayor Pro-tem Love introduced Mrs. Margaret Hofmann, the originator of "Think Trees Week," he invited the winners, their parents, and their teachers to attend a gathering at Town Lake at 3:00 P.M., January 18, where more trees will be planted.

#### INTRODUCTION

Councilman Binder introduced to the public, the city employees, and his colleagues on the Council, his new aide, Dean Rindy. He indicated he was glad to have Mr. Rindy on his staff.

#### APPROVAL OF MINUTES

Councilman Dryden moved that the Council approve the Minutes of the Regular Meeting of January 10, 1974. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

#### HARPER'S BRANCH PERMIT - POSTPONEMENT

On behalf of Mrs. Harriet E. Buxkemper, representative of the residents in the Harper Creek area, Mr. Louis Barbash requested that the hearing on an appeal of the decision of the Planning Commission to grant Teague-Buda, Inc., a permit to enclose Harper's Branch be rescheduled. Mr. Robert Davis, representative from Teague-Buda, Inc., indicated his approval.

Councilman Binder moved that the Council grant Mr. Barbash's request for a postponement and set a public hearing for 8:00 P.M., February 7, to hear the appeal. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Friedman, Handcox  
Noes: None  
Not in Council Chamber when roll was called: Councilman Dryden  
Absent: Mayor Butler, Councilman Lebermann

## LYNN H. KING ZONING HEARING - POSTPONEMENT

LYNN H. KING  
C14-73-225

3512 East 17th Street      From "A" Residence  
also bounded by              To "B" Residence  
Redwood Avenue

Upon the request of Mr. Lynn H. King, Councilman Handcox moved that the Council grant the request and reschedule the above hearing for 7:00 P.M., January 31. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Binder, Friedman, Handcox, Mayor Pro-tem Love

Noes: None

Not in Council Chamber when roll was called: Councilman Dryden

Absent: Mayor Butler, Councilman Lebermann

## WILL E. ODOM ZONING HEARING - POSTPONEMENT

WILL E. ODOM  
By Tom Curtis  
C14-73-231

616-700 Blanco Street      From "B" Residence  
701-707 Harthan Street      2nd Height and Area  
To "CR" General Retail  
2nd Height and Area

Mr. Tom Curtis appeared before the Council requesting that the public hearing on the Will E. Odom zoning be postponed. Councilman Handcox moved that the Council grant the request and reschedule the above hearing for 7:30 P.M., January 31. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilmen Dryden, Friedman, Handcox, Mayor Pro-tem Love,  
Councilman Binder

Noes: None

Absent: Mayor Butler, Councilman Lebermann

## NATURAL GAS RATE ORDINANCE

After discussion and a request by Mr. Barr McClellan, Attorney for Southern Union Gas Company, that the hearing not be postponed, Mayor Pro-tem Love opened the public hearing on a request by Southern Union Gas Company to consider an ordinance revising Fuel Cost Adjustment Provisions of Natural Gas Rate Ordinance.

Mr. Robert M. Iaczko, District Manager for Southern Union Gas Company, said that for the last three years they had worked closely with the City and the Central Texas customers regarding the gas supply problems facing Austin; and there had been numerous conferences, public hearings and sessions held to assure maximum protection of the public interest in the regulation of LoVaca by the Railroad Commission. A temporary rate relief was submitted to the Commission, and on review a relief was granted primarily for costs of acquiring new gas supplies. The order permitted customers to reject the rate; however, both the City and Southern Union on approval from the Council accepted the terms; and they activated the purchase gas clause. The ordinance permits Southern Union to reflect purchased gas costs increased in accordance with regulatory orders, and they had flowed through cost increases by LoVaca, which

costs have increased considerably. The Railroad Commission was requested by the Court appointed supervisor/manager of LoVaca to permit an adjustment for purchased gas costs based on the current monthly expenses anticipated by it. At a hearing, LoVaca showed an improved gas deliverability amounting to 265 million cubic feet; weighted average costs of gas had increased from 29 cents to 45 cents. Despite required additions of capital funds to LoVaca from Coastal States of \$27 million dollars, LoVaca could not meet the deficiency; and the Railroad Commission accordingly ordered further relief to update purchased gas adjustments from the average cost experienced 2 months before billing to the current month. This relief was effective for only 60 days pending further review. In conference with LoVaca in early January, they believe the major customers have concluded current month costs should be reflected during this gas supply shortage. The result is a substantial charge by LoVaca to Southern Union which they cannot recover absent appropriate approval.

In conferences with the City Attorney regarding both LoVaca's supplier cost and adequate supply to customers in Austin, an ordinance is being submitted to balance these rights. Southern Union itself will receive no benefit from the proposal; it is not a rate increase by Southern Union but an adjustment necessary to meet the energy shortage. The ordinance has five basic features:

1. Based upon their rates as in 1971.
2. Makes adjustment only for the current month's costs of purchased gas as they are billed to Southern Union.
3. Balances the charge for bills in the next month.
4. Has provision to permit gradual effectiveness of rate increases where extreme fluctuations result in order to minimize impact on customers.
5. Requires full reports in advance of billing - first to City and then to customers in their monthly bills.

Mr. Bob Jebavy, Southern Union Gas Dallas office, discussed the under and over recovery that occurred with load decreases and increases and asked that Southern Union be allowed to reflect these changes within 5 days instead of the 30 days now in effect. He also reviewed the billing cycle.

Mr. McClellan stated there was an urgency in bringing this to the Council. The increase in the cost of gas is happening to Austin and all of LoVaca's customers. After determining that the Council had received a copy of the proposed ordinance only at the beginning of the Council meeting, he asked postponement for one week.

Mr. Larry Neiman, Austin attorney representing Austin Apartment Association, asked the Council not to adopt this ordinance, as their first notice of the hearing was via newspapers on January 15; and they felt that Southern Union was trying to get out of a contract with the City, entered into in October, 1971. He said they were unable to find out the percentage of increase and the total amount reported by a one-month period. He asked the Council to deny the request. Mr. Scotty McCroth asked that the contract be amended so that a person not pay anything if he doesn't use any gas. Mr. Jim Boyle, on behalf of Texas Consumer Association, stated his organization felt there should be adequate advance disclosure of the increase in rate, and 5 days notice would not be adequate. He asked that the provisions in the present ordinance be continued.

Councilman Binder inquired if Southern Union had gone before any other governmental body in Texas to reduce the notice time, and it was determined they had not recently. Councilman Friedman inquired about protection for the customer if the ordinance was amended to allow only a 5-day notice of change instead of the present 30-day notice. Mr. Don Butler stated he had not approved the ordinance passed in 1971, and his objection to the ordinance is on file; but under the present circumstances, he recommended this ordinance be passed.

Councilman Friedman moved that the Council deny the request. The motion was seconded by Councilman Binder.

Councilman Dryden offered a substitute motion that the Council grant the delay as mentioned by the attorney for the gas company, and postpone it for one week. The motion died for lack of a second.

Roll call on Councilman Friedman's motion to deny the request showed the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Pro-tem Love, Councilman Binder  
Noes: Councilman Dryden  
Absent: Mayor Butler, Councilman Lebermann

#### ENERGY CONSERVATION COMMISSION

Mayor Pro-tem Love introduced the following ordinance:

AN ORDINANCE CREATING AN ENERGY CONSERVATION COMMISSION  
AND PROVIDING FUNCTIONS FOR SAID COMMISSION; SUSPENDING  
THE RULE REQUIRING THE READING OF ORDINANCES ON THREE  
SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Friedman moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately, with an amendment specifying that terms of service of members end January 31. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman, Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

#### RELEASE OF EASEMENTS

Councilman Friedman moved that the Council adopt a resolution authorizing release of the following easement:

All that certain public utilities easement which is the west seven and one-half (7.50) feet of Lots 2 and 3, RUTLAND DRIVE BUSINESS PARK, SECTION 1. (requested by owner Trammell Crow Company)

The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

Councilman Friedman moved that the Council adopt a resolution authorizing release of the following easement:

The east six (6.00) feet of the sixteen (16.00) foot public utilities and drainage easement along the west lines of Lots 5 through 8, BLOCK G, DANCY ADDITION. (requested by owner's representative, B. F. Priest)

The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

#### LICENSE AGREEMENT

Councilman Handcox moved that the Council adopt a resolution granting a license agreement for use of the following:

C. W. METHERLY - the west six (6.00) feet of the ten (10.00) foot public utilities easement that runs across the rear of LOTS 2 and 3, BLOCK S, ALLIANDALE ESTATES, SECTION TWO. (requested by City Electric Department Engineer, Jeff Suggs)

The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

#### CONTRACTS AWARDED

Councilman Handcox moved that the Council adopt a resolution awarding the following contract:

BABCOCK AND WILCOX COMPANY	- Steam Generator for Decker Unit
4050 West 11th Street	No. 2 - \$10,721,400.00
Houston, Texas	

The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Binder, Dryden, Friedman, Handcox, Mayor Pro-tem Love  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

Councilman Handcox moved that the Council adopt a resolution awarding the following contract:

DeLAVAL TURBINE, INC.	- Main condenser and accessories
P. O. Box 22304	for Decker Unit No. 2 - \$546,420.00
Houston, Texas	

The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Binder, Dryden, Friedman, Handcox, Mayor Pro-tem Love  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

Councilman Handcox moved that the Council adopt a resolution awarding the following contract:

TEXAS CRUSHED STONE COMPANY	- Flexible base - Supply Agreement
South Interstate Highway 35	Bid Item Nos. 1 through 6 -
Georgetown, Texas	\$108,400.00

The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Dryden, Friedman, Handcox, Mayor Pro-tem Love,  
Councilman Binder  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

Councilman Handcox moved that the Council adopt a resolution awarding the following contract:

LEIF JOHNSON FORD	- Police sedans
501 East Koenig Lane	Bid item No. 1; 81 ea. @ \$4,155.00
Austin, Texas	Total \$336,555.00

Councilman Binder questioned the possible purchase of a smaller, more compact vehicle. Comments were made by Police Chief R. A. Miles and Mr. Lester E. Rogers, Director of Vehicle and Equipment, pertaining to durability and mileage. Councilman Dryden and Mr. Homer Reed agreed that a heavier vehicle would be safer for a policeman engaging in pursuit. Councilman Friedman requested a purchase proposal for smaller cars be brought before Council and wanted to go on record as saying, "I like to save as much gas as anybody; but I have also spent 3,000 hours in a police car, and that's not a place to be right when you're chasing somebody on the highway."

The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Dryden, Friedman, Handcox, Mayor Pro-tem Love,  
Councilman Binder

Noes: None

Absent: Mayor Butler, Councilman Lebermann

Councilman Handcox moved that the Council adopt a resolution awarding the following contract:

SOUTHSIDE AUTO PARTS	- One year extension, Abandoned
701 Industrial Boulevard	Vehicle Contract Bid Invitation
Austin, Texas	No. 2-0138

The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Dryden, Friedman, Handcox, Mayor Pro-tem Love,  
Councilman Binder

Noes: None

Absent: Mayor Butler, Councilman Lebermann

#### CONTRACTS WITHDRAWN

The following requests for awarding contracts were withdrawn:

Miscellaneous maintenance tools and  
equipment for Austin Transit System:

AUSTIN MACHINE & GRINDING	- Bid Item Nos. 2.1, 2.3, 3.0, 4.1,
201 East 1st Street	6.5, 6.6, 6.7, 6.15, 6.17, 6.22,
Austin, Texas	7.2, 7.3, 7.4, 7.6, 7.7, 7.9, 7.15,
	7.16, 7.22, 8.3, 9.1, 10.1, 10.2,
	10.3, 10.4, 10.14, 10.15, 10.16
	and 10.17 - \$14,698.21

CAPITOL TRUCK & TRAILER CO.	- Bid Item Nos. 1.5, 2.4, 2.5, 4.4,
4822 East 1st Street	4.6, 4.7, 5.0, 6.1, 6.2, 6.3, 6.4,
Austin, Texas	6.6, 6.8, 6.9, 6.10, 6.11, 6.12,
	6.13, 6.14, 6.16, 6.18, 6.19, 6.20,
	7.8, 7.13, 7.14, 10.5, 12.1, 12.2,
	12.3 and 12.4 - \$5,862.28

Office furniture for Austin Transit System:

ABEL STATIONERS	- Bid Item Nos. 3, 4, 6, 8, 10,
416 Congress Avenue	11, 13, 14, 16, 18, 19, 23-26,
Austin, Texas	29-34 and 42 - \$2,855.53

GENERAL OFFICE EQUIPMENT	- Bid Item Nos. 1, 2, 5, 7, 9,
COMPANY	12, 15, 17, 20-22, 27, 28,
837 West 12th Street	35-41 and 43 - \$5,906.91
Austin, Texas	



## SALE OF STRUCTURE

Councilman Handcox moved that the Council adopt a resolution approving the sale of structure in Glen Oaks Project Area, Tex A-11-4 as follows:

Parcel R-77-a            George & Francine Wilson       \$10,500.00

Minimum Acceptable Price \$10,500.00

The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Pro-tem Love, Councilmen Binder, Dryden

Noes: None

Absent: Mayor Butler, Councilman Lebermann

## LEASE AGREEMENT

Councilman Friedman moved that the Council adopt a resolution authorizing a lease agreement for the relocation of Police Community Relations Storefront No. 1 into adjacent larger space. (745 Montopolis) The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilman Handcox, Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman

Noes: None

Absent: Mayor Butler, Councilman Lebermann

## DEDICATION FOR RIGHT OF WAYS

Councilman Handcox moved that the Council adopt a resolution authorizing dedication of certain City-owned land for public street right of way:

273 square feet of land out of Block 18, Glenridge, a subdivision, Parcel No. 1, West 38th Street Project.

The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman, Handcox

Noes: None

Absent: Mayor Butler, Councilman Lebermann

Councilman Handcox moved that the Council adopt a resolution authorizing dedication of certain City-owned land for public street right of way:

887 square feet of land out of Lots 1, 2 and 3, Block 17, Glenridge, a subdivision, Parcel No. 3, West 38th Street Project.

The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

Councilman Handcox moved that the Council adopt a resolution authorizing dedication of certain City-owned land for public street right of way:

4,618 square feet of land out of Lot 2, Block 7, Buddington's  
Subdivision, Parcel No. 25, West 38th Street Project.

The motion, seconded by Councilman Friedman, carried by the following  
vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

Councilman Handcox moved that the Council adopt a resolution authorizing dedication of certain City-owned land for public street right of way:

0.43 of one acre out of the J. C. Tannehill League.  
(Reserved for Harold Court at time of sale of adjoining  
property.)

The motion, seconded by Councilman Friedman, carried by the following  
vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

Councilman Handcox moved that the Council adopt a resolution authorizing dedication of certain City-owned land for public street right of way:

8,057 square feet out of the Santiago Del Valle Grant (one  
half of proposed Montana Street adjacent to Frontier Valley  
Subdivision.)

The motion, seconded by Councilman Friedman, carried by the following  
vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

## ACCEPTANCE OF GRANT

Councilman Binder moved that the Council adopt a resolution accepting a \$13,325 grant under Title I Library Services and Construction Act, Federal Fiscal Year 1973-1974 for library materials. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

## SERVICES TO THE ELDERLY

Councilman Friedman moved that the Council adopt a resolution authorizing renewal contract between the City of Austin and the Texas Department of Public Welfare for services to the elderly. Total funding is \$103,812 - Model Cities Funding: \$31,144 (30%) and Department of Public Welfare: \$72,668 (70%) November 1, 1973 - June 30, 1974. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman,  
Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

## SPECIAL SERVICE FUND CONTRACT

Councilman Friedman moved that the Council adopt a resolution authorizing the following Special Service Fund Contract:

AUSTIN COMMUNITY TELEVISION	\$1,861	February 1, 1974 to January 31, 1975
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The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Binder, Dryden, Friedman, Handcox, Mayor Pro-tem Love  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

## GOLF FACILITIES STUDY

The Council rescheduled for January 24 the selection of consultant services in connection with the Golf Facilities Study.

## TECHNICAL STUDIES GRANT

The Council had before it for approval the filing of an application for a Technical Studies Grant for \$93,312 to the U. S. Department of Transportation, Urban Mass Transportation Administration. Mr. Joe S. Ternus, Director of Urban Transportation, introduced Mr. Bill Bullock, Transportation Planning Engineer, who in turn introduced Ms. Mary McInnes from his Department. Mr. Bullock made the following presentation:

Transportation plays a vital role in the overall development of any large metropolitan or regional area. Realizing this, the City of Austin, the Capital Area Planning Council and the Texas Highway Department have cooperated in developing a comprehensive transportation planning process. This process and the transportation planning activities for the coming year are outlined in the Unified Work Program, which was developed jointly by these agencies. This is the first step in planning for the long-range transportation needs of the Austin Metropolitan Area and Capital Region.

Austin is in the midst of revising its master plan through the Austin Tomorrow Program, which involves the citizens in the planning process. One of the key elements in this program is transportation. During the next twelve months, the transportation planning activities will focus on the development of a long-range transportation system which will become a part of the new master plan.

The Long-Range Study will be multi-modal in scope, including pedestrian movement, bicycles, automobiles, rail transit, and bus transit. All modes will be studied to determine which should be selected and how these should be combined to develop an integrated transportation system.

Some of the considerations involved in the long-range study are as follows:

1. Based on projected land use, estimates of future travel demand and future travel patterns by mode will be determined.
2. Community value factors will be considered, ensuring that the long-range system developed will be compatible with both existing and planned neighborhoods.
3. Citizen input concerning general transportation considerations for the City will be received through the Goals for Austin Program.
4. Any long-range transportation system developed must be environmentally sound from a noise, air, and conservation standpoint. The environmental integrity of our City can be enhanced through intelligent transportation planning.

5. The end product of this study is the transportation development plan through which the different modes and modal combinations will be evaluated in developing the long-range transportation system.

Major transportation alternatives that will be studied include:

1. A conventional street network (residential, collector, and arterial streets).
2. A major arterial and expressway system.
3. A street network (as in 1) and a conventional bus system.
4. A combination neighborhood and express bus system.
5. A busway system (exclusive right of way for bus movement).
6. A linear rail system.
7. A circular rail system.

These system alternatives will consider the existing transportation network and will include, as appropriate, support facilities such as streets, sidewalks, feeder bus service, parking garages, and transportation terminals.

This application to the Urban Mass Transportation Administration will complete funding for the long-range study as outlined in the Unified Work Program. This will include grants to the Capital Area Planning Council and the City of Austin. The City will receive \$93,312, which will require \$23,318 of in-kind services from the City.

It is our pleasure to submit this application for your consideration. This is the first step in developing a truly integrated transportation system.

Mr. Lyndon Henry, member Texas Association for Public Transportation, spoke for the application but thought the amount budgeted for consultant services for the Transportation Development Plan was tremendously inadequate. He compared consultant fees in other cities. It was his observation that the approximate cost of consultant fees for Electric Rail Rapid Transit alone would be \$50,000; and he requested the Council to increase the amount budgeted for consultants, at least allowing \$50,000 for the evaluation of the Electric Rail Rapid Transit and an undetermined amount determined by Urban Transportation Department for the remainder of the Transit Study. He also asked for a more detailed study.

Discussion of amount of money to be requested in grant and type of study was held. Mr. Dan Millney, South Austin Democrats, listed the problems and goals they felt should be included in the study. Ms. Annette Kloof, representing SUN, wanted more citizen participation. Mr. Noel Mascaraneous

asked that more money be included in the application for consultants and a more detailed study be made. Mr. Joe Thiel spoke regarding financing of the System.

After discussion, Councilman Dryden moved that the Council adopt a resolution approving the filing of an application for a Technical Studies Grant for \$93,312 to the U. S. Department of Transportation, Urban Mass Transportation Administration. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilman Handcox, Mayor Pro-tem Love, Councilmen Binder, Dryden

Noes: None

Not in Council Chamber when roll was called: Councilman Friedman

Absent: Mayor Butler, Councilman Lebermann

#### BIDS ON SALE OF BONDS

Councilman Handcox moved that a special meeting of the City Council be called for January 24, 1974 at 10:30 A.M. in Mayor Butler's office to receive bids on the sale of bonds. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilman Handcox, Mayor Pro-tem Love, Councilmen Binder, Dryden

Noes: None

Not in Council Chamber when roll was called: Councilman Friedman

Absent: Mayor Butler, Councilman Lebermann

#### APPOINTMENT

Councilman Dryden moved that the Council adopt a resolution appointing Grace Monroe as acting City Clerk and confirming all action heretofore taken in said capacity. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Handcox

Noes: None

Not in Council Chamber when roll was called: Councilman Friedman

Absent: Mayor Butler, Councilman Lebermann

#### PARADE PERMIT

Councilman Handcox moved that the Council approve a request for a parade permit for Boy Scouts of America-Capitol Area Council on February 9, 1974, from 10:00 A.M. to 10:50 A.M. on Congress Avenue from 2nd Street to 11th Street dispersing in the Capitol grounds. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Handcox

Noes: None

Not in Council Chamber when roll was called: Councilman Friedman

Absent: Mayor Butler, Councilman Lebermann

## ZONING ORDINANCES

Mayor Pro-tem Love introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: LOT 10, GLENVIEW ADDITION, LOCALLY KNOWN AS 3407 GLENVIEW AVENUE FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (John Dee Fuquay - C14-73-208)

Councilman Handcox moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman, Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Love introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: (1) THE EAST FIFTY (50) FEET OF LOT 7, BLOCK 128, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 511 WEST 11TH STREET, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; (Travis County, Texas - C14-73-233) AND (2) TRACT 1: A 14,000 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS THE REAR OF 1800-1806 COLONY CREEK DRIVE, FROM "B" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; AND, TRACT 2: A 15,000 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1800-1806 COLONY CREEK DRIVE, FROM "B" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Glenn W. Casey, et al - C14-73-235)

Councilman Handcox moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman, Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Love introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: THE EAST SIXTY (60) FEET OF LOT 5, BLOCK 10, GROOMS ADDITION, LOCALLY KNOWN AS 310 EAST 34TH STREET AND 3400-3404 TOM GREEN STREET, FROM "BB" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (George R. Roberdeau - C14-73-236)

Councilman Handcox moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman, Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Love introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: LOT 6, BLOCK 176, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 407-409 WEST 15TH STREET, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Mrs. Wenonah Green Tull - C14-73-237)

Councilman Handcox moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman, Handcox  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

The Mayor Pro-tem announced that the ordinance had been finally passed.



Mayor Pro-tem Love introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: A 0.8553 ACRE TRACT OF LAND, LOCALLY KNOWN AS 2111-2119 WEST BEN WHITE BOULEVARD, FROM "GR" GENERAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Gibson Products Company of Ben White Boulevard, Incorporated - C14-73-215)

Councilman Handcox moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Pro-tem Love, Councilmen Binder, Dryden, Friedman, Handcox

Noes: None

Absent: Mayor Butler, Councilman Lebermann

The Mayor Pro-tem announced that the ordinance had been finally passed.

#### SCHOOL SPEED ZONES

Mayor Pro-tem Love introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 21-41, SUBSECTIONS (d) AND (f), OF THE AUSTIN CITY CODE OF 1967, MAKING CERTAIN DELETIONS AND ADDITIONS TO SAID SUBSECTIONS, THEREBY DECLARING MAXIMUM PRIMA FACIE SPEED LIMITS ON CERTAIN STREETS WITHIN SCHOOL ZONES IN THE CITY OF AUSTIN, PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF THE "UNIFORM ACT REGULATING TRAFFIC ON HIGHWAYS" (VERNON'S ANN. CIV. ST., ART. 6701d), REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The amendment to sub-section (f) is as follows:

- (f) In school zones hereinafter described in this subsection, and when traffic-control signs are erected giving notice thereof, the maximum prima facie speed limit shall be twenty miles per hour during the hours of 8:00 A.M. until 10:00 A.M. and 3:00 P.M. until 5:00 P.M. on those days when classroom instruction or other school activities are being conducted, and twenty miles per hour at any time where such sign states "when flashing" is equipped with one or more flashing amber lights, and is in operation.

The following school speed zones were added to Section 21-41(f) and deleted from Section 21-41(d):

<u>On</u>	<u>From</u>	<u>To</u>
Brackenridge Street (Fulmore School)	200 feet South of Ieland	200 feet South of West Mary Street
Comal (Martin School)	200 feet South of Haskell	Holly
Haskell (Martin School)	200 feet West of Comal	200 feet East of Chalmers
Shady Lane (Allen School)	Glissman	200 feet West of Gonzales
Sunshine Drive (McCallum School)	Houston Street	Koenig Lane
Gonzales (Allen School)	Springdale Road	Shady Lane
Holly (Martin School)	200 feet West of Comal	200 feet East of Comal
Springdale Road (Allen School and Govalle School)	200 feet South of Gonzales	200 feet North of Lyons

Councilman Handcox moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilmen Binder, Dryden, Friedman, Handcox, Mayor Pro-tem Love  
Noes: None  
Absent: Mayor Butler, Councilman Lebermann

The Mayor Pro-tem announced that the ordinance had been finally passed.

#### COMMUNITY ACTION

Mayor Pro-tem Love introduced the following ordinance:

AN ORDINANCE REPEALING CHAPTER 47 OF THE AUSTIN CITY CODE OF 1967, AND PROVIDING FOR A NEW CHAPTER 47 TO BE ENTITLED COMMUNITY DEVELOPMENT, DESIGNATING SECTIONS 47-1 AND 47-2 AS ARTICLE I OF NEW CHAPTER 47; DESIGNATING SECTIONS 47-3 THROUGH 47-5 AS ARTICLE II

TO NEW CHAPTER 47; PROVIDING FOR THE CREATION OF A COMMUNITY DEVELOPMENT OFFICE, A DIRECTOR THEREOF, AND AN APPROPRIATE STAFF AND FACILITIES FOR SUCH OFFICE; PROVIDING FOR THE CREATION OF A COMMUNITY DEVELOPMENT COMMISSION; PROVIDING FOR THE COMPOSITION, APPOINTMENT AND ELECTION OF MEMBERS OF SUCH COMMISSION AND FUNCTIONS OF SUCH COMMISSION; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Handcox moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately, amending Chapter 47, "Community Action," of the City of Austin Code redesignating the Department of Community Action and Model Cities as components of the Community Development Office, establishing the Community Development Commission and assigning various functions of Model Cities and Community Action to the Community Development Office. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilmen Dryden, Friedman, Handcox, Mayor Pro-tem Love,  
Councilman Binder

Noes: None

Absent: Mayor Butler and Councilman Lebermann

The Mayor Pro-tem announced that the ordinance had been finally passed.

#### PAVING ORDINANCE

Mayor Pro-tem Love introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF JONES ROAD IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DEFINED, PERFORMED BY JACK A. MILLER, INC.; AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

Councilman Friedman moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately, receiving and accepting work of paving JONES ROAD from WEST PROPERTY LINE OF WEST GATE BOULEVARD to 23' west of WEST PROPERTY LINE OF BUFFALO PASS consisting of five (5) blocks - Contract 72-Pa-128. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Pro-tem Love, Councilmen  
Binder, Dryden

Noes: None

Absent: Mayor Butler, Councilman Lebermann

The Mayor Pro-tem announced that the ordinance had been finally passed.

## REFUND CONTRACT

The Council postponed the third reading of an ordinance authorizing the following refund contract and rescheduled it for January 24, 1974.

NORWAL, INC.

Jerry N. Wallace, President

- For water and wastewater mains in  
Quail Creek West, Phase 2, Section  
12 - \$65,907.15.

## GOLF FEES REPORT

Mr. Homer Reed requested that the City Manager's report on golf fees be postponed and rescheduled for January 31, 1974.

## TAXICAB RATES

The Urban Transportation staff recommended a 10 cent increase in taxicab rates. The revised rate schedule would be 60 cents for the first one-quarter mile and 10 cents for each additional one-fifth mile. Mr. Forrest Troutman, representing Yellow Checker Cab Company and Roy's Taxi Service, requested a postponement of 2 weeks; and it was rescheduled for January 31, 1974.

## PROFESSIONAL FOR MUNY GOLF COURSE

Councilman Handcox asked the Council to consider Mr. George Turner for the position of professional at Municipal Golf Course, and Councilman Friedman seconded the motion. After brief discussion, the Council instructed that the appointment of a professional for the Municipal Golf Course be placed on the Agenda for January 31, 1974.

## ELECTRIC UTILITY BILLING CYCLES

For clarity's sake for the general public, Councilman Friedman requested the City Manager prepare an explanation for January 24, 1974, as to why certain people's electric utility billing cycles were billed at a later date than normally. He indicated they were very upset because their bills had reflected the 17.8% increase.

It was reported that Mr. Davidson was doing well and was in Scottsdale attending a City Managers' convention and would be back on a limited schedule on January 23, 1974.

## ADJOURNMENT

The Council adjourned at 10:00 P.M.

APPROVED

  
Mayor

ATTEST:

  
Acting City Clerk